

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JULY 7, 2010, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, AND EDWIN H. HUMPHREY, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 2:00 P.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE SPC VINCE MULVANEY OF THE UNITED STATES ARMY TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** The Board of County Commissioners presented SPC Vince Mulvaney of the United States Army with a Certificate of Appreciation honoring him for his courageous commitment to our country while serving in Operation Enduring Freedom. The Board commended his bravery and dedication to the cause of freedom. SPC Mulvaney was also presented with a Certificate of Appreciation from Tracy Braden of The Thank You Foundation, a medallion challenge coin from Danny Bare, Director, Robert Derr, Member, and Don Chandler, Secretary, of the Clermont County Veterans' Service Commission, and a Congressional Proclamation from Steve Caraway, on behalf of Congresswoman Jean Schmidt honoring him for his service to our country and welcoming him home.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 122-10/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 122-10** resolving to approve payment to vendors **in the total amount of \$1,055,411.19** as set forth in the General Ledger Distribution Report(s), Vendor Invoice List Report(s) and/or Procurement Card Transaction Report presented by the County Auditor **07/06/2010**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/THE TELECOMMUNICATIONS DIVISION AND INFORMATION SYSTEMS DIVISION... RESOLUTION DETERMINING PERSONAL PROPERTY IS UNNEEDED, OBSOLETE OR UNFIT AND NO LONGER NECESSARY FOR COUNTY USE AND TO APPROVE THE POSTING AND SALE OF SAME BY INTERNET AUCTION WITH GOVDEALS, INC...10-0624-002...RATIFIED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, resolving to determine that certain personal property is unneeded, obsolete or unfit and no longer necessary for county use as described in Exhibits "A", "B", "C" and "D", and to authorize David L. Spinney, County Administrator, to approve the posting and sale of the afore stated property by internet auction with GovDeals, Inc., 5907 Carmichael Place, Montgomery, Alabama 36117, in concert with the Agreement ratified by the Board of County Commissioners on 04/08/09 relative thereto, and pursuant to and in compliance with Section 307.12(E) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...  
CONTRACT FOR PROFESSIONAL SERVICES WITH J. D. STINE, P. E.,  
& ASSOCIATES, INC. FOR PROJECT NUMBER 2009-03.4 RELATIVE  
TO THE VILLAGE OF NEW RICHMOND FIRE PROTECTION  
FACILITIES AND EQUIPMENT PROJECT IN CONCERT WITH THE  
CLERMONT COUNTY COMMUNITY DEVELOPMENT BLOCK  
GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR 2009...10-  
0623-005...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and J. D. Stine, P. E. & Associates, Inc., 109 South Main Street, Bethel, Ohio 45106, relative to engineering services for Project Number 2009-03.4 for the Village of New Richmond Fire Protection Facilities and Equipment Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2009, in the amount of \$2,000.00, with said services to commence upon issuance of a written Notice to Proceed from the Department of Community Planning and Development and to be completed within thirty days thereof, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
REQUEST TO ADVERTISE FOR BIDS FOR SLUDGE/RAW  
WASTEWATER HAULING SERVICES...10-0624-001...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of J. Dwight Culbertson, WSD Assistant Director of Operations, and Stephen L. Knipp, WSD Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department to approve the request to advertise for bids for Sludge/Raw Wastewater Hauling Services, pursuant to the specifications therefore and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation on Thursday, 07/15/2010 scheduling a non-mandatory Pre-Bid Meeting on Tuesday, 07/20/2010 at 10:00 A.M., with bids to be received therefore until 2:00 P.M. Local Time on Thursday, 07/29/2010, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on the Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: OFFICE OF ECONOMIC DEVELOPMENT...AMENDMENT TO THE  
APPLICATION HOSTING SERVICES AGREEMENT WITH ATLAS**

**ADVERTISING, LLC. FOR THE HOSTING AND SUPPORT OF A WEB-BASED GEOGRAPHIC INFORMATION SYSTEM FOR BUSINESS ATTRACTION AND RETENTION IN CLERMONT COUNTY...10-0409-001...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to execute an Amendment to the Application Hosting Services Agreement by and between the County of Clermont, Ohio, and Atlas Advertising, LLC., 2601 Blake Street Suite 301, Denver, Colorado 80205 for the hosting and support of a web-based geographic information system to provide a property database, business and industry database, and demographic mapping system for business attraction and retention services in Clermont County, Ohio, pursuant to and in compliance with Section 307.07 (B)(2) of the Ohio Revised Code, previously ratified by the Board of County Commissioners on 04/14/10, to provide for additional services as defined in Attachment D, at a cost not to exceed \$1,792.50 as set forth in Attachment D-1, for a total revised dollar amount of \$12,832.50, with all other terms and conditions of the afore stated agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...REQUEST TO SCHEDULE THREE (3) PUBLIC HEARINGS RELATIVE TO THE PROPOSED ELIMINATION OF CTC ROUTE 3 MILFORD TO GOSHEN VIA MIAMI TOWNSHIP...10-0702-001...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to approve the request to schedule three (3) Public Hearings for the purpose of receiving public comment relative to the proposed elimination of Clermont Transportation Connection's Route 3 Milford to Goshen via Miami Township and further to authorize the Clerk of the Board to place a Notice of Public Hearings in a newspaper of general circulation on 07-15-10, giving notice of the dates, times, and locations for receipt of public comment in favor of or in opposition to the proposed changes pursuant to 49 U.S.C. Chapter 53 of the Federal Transit Laws. This notice is also posted on Clermont County's internet site. The Public Hearings are scheduled to be held on the dates and at the times and locations as follows:

**Tuesday, August 10, 2010, at 11:00 A.M. Local Time in the Trustee Meeting Room at the Miami Township Civic Center located at 6101 Meijer Drive, Milford, Ohio 45150**

**Wednesday, August 11, 2010, at 1:00 P.M. Local Time in the Office of the Board of County Commissioners located on the Third Floor of the Clermont County Administration Building, 101 East Main Street, Batavia, Ohio 45103**

**Thursday, August 12, 2010, at 4:00 P.M. Local Time in the Trustee Meeting Room at the Goshen Township Civic Center located at 6757 Goshen Road, Goshen, Ohio 45122**

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE:            COUNTY ENGINEER... RECORD PLAT NUMBERS 629-2677 AND 629-2678 FOR THE REPLAT OF LOTS WITHIN THE FOLLOWING SUBDIVISIONS LOCATED IN MIAMI TOWNSHIPS...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Numbers **629-2677 and 629-2678** for the Replat of Lots within the following subdivisions located in Miami Township, with no Performance-Maintenance Bond for public improvements required therefore:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Number 59 Mulberry Ridge Subdivision Miami Township DC# 10-0628-001	<b>629-2677</b>	To create a permanent highway easement
Replat of Lot Number 181 Shirley's Addition to North Day Heights Subdivision Miami Township DC# 10-0628-002	<b>629-2678</b>	To create a permanent highway easement

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye;   Mr. Proud Yea;   Mr. Croswell, Absent.

**IN RE:            COUNTY ENGINEER...RESOLUTION NUMBER 123-10/RESOLUTION AUTHORIZING ACQUISITION BY CONTRACT IN LIEU OF APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY AMELIA COURT APARTMENTS, LLC IN CONCERT WITH PROJECT NUMBER BA-14-01 RELATIVE TO THE SR 125 AT AMELIA OLIVE BRANCH ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED IN BATAVIA AND PIERCE TOWNSHIPS...09-0219-002....ADOPTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt **Resolution Number 123-10** authorizing the purchase of real property owned by Amelia Court Apartments, LLC, whose mailing address is c/o Unique Campus Rentals, 210 West McMillan Avenue, Cincinnati, Ohio 45219, for portions of Parcel Numbers 28-28-07A-162. and 28-28-07A-163. for real estate located on State Route 125 in Pierce Township, which is necessary for Project Number BA-14-01 relative to the SR 125 at Amelia Olive Branch Road Intersection Improvement Project located within Batavia and Pierce Townships; consenting to the preparation of an Agreed Entry for Dismissal relative to Appropriation Case Number 2009CVH0976 as authorized in Resolution Number 68-09 adopted by the Board of County Commissioners on 04/15/09; acknowledging the value of land at \$147,500.00 of which \$35,761.00 has been deposited with the Clermont County Common Pleas Clerk of Courts; authorizing the issuance of payment of the remaining balance of \$111,739.00; and authorizing execution of the Settlement Agreement relative thereto, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye;   Mr. Proud Yea;   Mr. Croswell, Absent.

**IN RE:        BOARD   OF   COUNTY   COMMISSIONERS...CONTRACT   FOR  
PROFESSIONAL   SERVICES   WITH   MICHAEL   SCHUSTER  
ASSOCIATES, INC., DBA MSA, FOR ARCHITECTURAL AND  
ENGINEERING SERVICES AS IT RELATES TO THE CLERMONT  
COUNTY FILAGER ROAD CAMPUS SITE RETAINAGE AND  
DRAINAGE REMEDIATION PROJECT...10-0630-001...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Michael Schuster Associates, Inc., dba MSA, 316 West Fourth Street, Cincinnati, Ohio 45202 for the provision of architectural and engineering services as it relates to the Clermont County Filager Road Campus Site Retainage and Drainage Remediation Project, as outlined in Exhibit A, attached thereto and made a part thereof, for a total contract amount not to exceed \$31,745.00, with said services to be completed within one hundred and eighty (180) consecutive calendar days upon issuance of a written Notice to Proceed from the Office of the Board of County Commissioners, Clermont County, Ohio, pursuant to and in compliance with the terms and conditions set forth therein **and contingent upon the issuance of a purchase order therefore.**

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye;   Mr. Proud Yea;   Mr. Croswell, Absent.

**IN RE:        BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY  
ACTIONS FOR FISCAL YEAR 2010...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2010 (Resolution Number 211-09) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2010:**

AMOUNT	FUND DESC AND CODE ( ORG DESCRIPTION IF NEEDED)	FUNCTION - DIVISION - ORG CODES	OBJECT CODE	OBJECT DESCRIPTION	PROJECT CODE AND DESCRIPTION (if applicable)
\$     5,000.00	Solid Waste Management Fund 7600 Solid Waste District	05-24-541000	630000	Utilities	
\$     9,000.00	Solid Waste Management Fund 7600 Solid Waste District	05-24-541000	570000	Materials & Supplies	

**BUDGET TRANSFER OF FUNDS:**

AMOUNT	FUND DESC AND CODE FUNCTION-DIVISION CODES (AND ORG DESCRIPTION IF NEEDED)	FROM ORG - OBJECT CODES	OBJECT DESCRIPTION	TO ORG - OBJECT CODES	ORG DESC (IF NEEDED) - OBJECT DESCRIPTION
\$    25,000.00	Planning/Engineer Building Fund 4016-00-00	004016- 610000	Maintenance & Repair	004016- 660000	Capital Outlay
\$    75,000.00	Water Construction Fund 6401-00-00	006401- 660000	Capital Outlay	006401- 530000	Purchased Services
\$   115,000.00	Sewer Construction Fund 6402-00-00	006402- 660000	Capital Outlay	006402- 530000	Purchased Services

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2010 and any and all amendments subsequent thereto:

**PROSECUTING ATTORNEY**

**Donald W. White:** Three (3) days – Cleveland, Ohio – Ohio Attorney General’s Office Capital Case Litigation Training – Total expenses not to exceed \$815.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Karen E. Jackson:** Two (2) days – Toledo & Cleveland, Ohio – Home visits with Children in Caregiver and Foster Homes – Total expenses not to exceed \$15.00.

**Jamie Smith:** Six (6) days – Columbus, Ohio – Children’s Protective Supervisor Core Training by the Ohio Child Welfare Training Program entitled “Improving Individual Staff Performance”, “Professional Development of Staff” and “Collaboration and Teamwork” – Total expenses not to exceed \$351.00.

**Tim Dick:** Three (3) days – Perrysville, Ohio – Public Children Services Association of Ohio Spring Executive Membership Meeting – Total expenses not to exceed \$554.50.

**BOARD OF COUNTY COMMISSIONERS**

**Scot Lahrmer:** One (1) day – Columbus, Ohio – Clemans Nelson and Associates Seminar entitled “Reorganizing Local Government: Contracting for Services; RIF’s; What are the Options, Pros, Cons?” – Total expenses not to exceed \$260.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: PERSONNEL ACTION FORMS...APPROVED**

\* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Work Session of **05/26/10** carried with all members present voting affirmatively thereon.

**LET THE RECORD SHOW:** That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Regular Session of **07/07/10** carried with all members present voting affirmatively thereon.

**IN RE: ADJOURNMENT...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:26 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT  
EDWIN H. HUMPHREY, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 07/07/10**